

PATENT  
Attorney Docket No. 392531  
Express Mail Label No. EL 927874214 US



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s) Charles A. Jennings  
Serial No. 09/838,993  
Filed April 20, 2001  
For System and Method for Streaming Media

Examiner Not Yet Assigned  
Group Art No. 2152

February 16, 2004

Commissioner For Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

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Technology Center 2100

INFORMATION DISCLOSURE STATEMENT

Dear Sir:

This Information Disclosure Statement is submitted:

- under 37 CFR 1.97(b), or  
(Within three months of filing national application, or date of entry of national application, or before mailing date of first office action on the merits, whichever occurs last)
- under 37 CFR 1.97(c) together with either a:
  - Statement under 37 CFR 1.97(e), or
  - a \$180 fee under 37 CFR 1.17(p), or

(After the CFR 1.97(b) time period, but before final action or notice of allowance, which ever occurs first)
- under 37 CFR 1.97(d) together with a:
  - Statement under 37 CFR 1.97(e)(1) or (2), and
  - a \$180.00 fee set forth in 37 CFR 1.17(p).

(Filed after final action, a notice of allowance, on or before payment of issue fee)
- Applicant(s) submit herewith Form PTO 1449 – Information Disclosure Citation together with copies of patents, publications or other information of which applicant(s) are aware, which applicant(s) believe(s) may be material to the examination of the application and for which there may be a duty to disclose in accordance with 37 CFR 1.56.
  - This Application was filed after June 30, 2003. Therefore, Applicant(s) submit(s) herewith Form PTO 1449 – Information Disclosure Citation without copies of U.S. patents or U.S. publications, but includes copies of foreign patents, publications or other information of which Applicant(s) is/are aware, which applicant(s) believe(s) may be material to the examination of the application and for which there may be a duty to disclose in accordance with 37 CFR 1.56.
  - A concise explanation of the relevance of foreign language patents, foreign language publications and other foreign language information listed on PTO Form 1449,

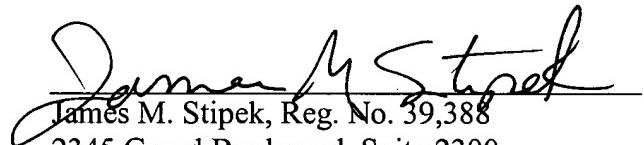
PATENT  
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as presently understood by the individual(s) designated in 37 CFR 1.56(c) most knowledgeable about the content is given on the attached sheet, or where a foreign language patent is cited in a search report or other action by a foreign patent office in a counter part foreign application, an English language version of the search report or action which indicates the degree of relevance found by the foreign office is listed on form PTO 1449 and is enclosed herewith

It is requested that the information disclosed herein be made of record in this application

Respectfully submitted,

LATHROP & GAGE LLC



James M. Stipek, Reg. No. 39,388  
2345 Grand Boulevard, Suite 2300  
Kansas City, Missouri 64108  
Tel No: 816/460-5848  
Fax No: 816/292-2001

**TRANSMITTAL  
FORM**

(to be used for all correspondence after initial filing)

		Application Number	09/838,993
		Filing Date	April 20, 2001
		First Named Inventor	Charles A. Jennings
		Group Art Unit	2152
		Examiner Name	Not Yet Assigned
Total Number of Pages in This Submission		Attorney Docket Number	392531

## ENCLOSURES (check all that apply)

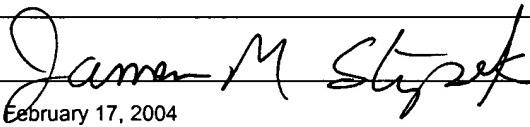
<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Assignment Papers (for an Application)	<input type="checkbox"/> After Allowance Communication to Group
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment / Response	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
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<input checked="" type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Request for Refund	Copies of three (3) cited references
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> CD, Number of CD(s) _____	Certificate of Mailing
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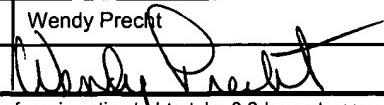
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## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	James M. Stipek
Signature	
Date	February 17, 2004

## CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as express mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on this date: February 17, 2004

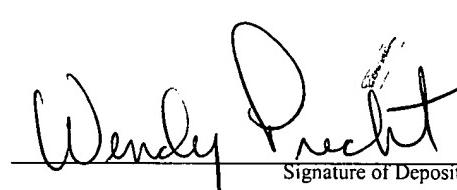
Typed or printed name	Wendy Precht
Signature	
Date	February 17, 2004

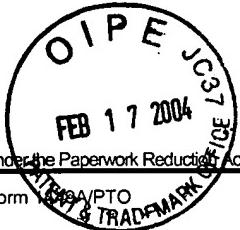
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2-18-04

2152 #6  
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<b>CERTIFICATE OF MAILING BY "EXPRESS MAIL" (37 CFR 1.10)</b>			Matter No.
Applicant(s): Charles A. Jennings			392531
Serial No.	Filing Date	Examiner	Group Art Unit
09/838,993	April 20, 2001	Not Yet Assigned	2152
For: SYSTEM AND METHOD FOR STREAMING MEDIA			
<p>I hereby certify that this: Transmittal Form (1 page); Information Disclosure Statement (2 pages); Form PTO-1449 (2 pages); copies of three (3) cited references; and return post card are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on this 17th day of February, 2004.</p>			
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## **INFORMATION DISCLOSURE STATEMENT BY APPLICANT**

**(Use as many sheets as necessary)**

Sheet 1 of 2

<i><b>Complete if Known</b></i>	
<i>Application Number</i>	09/838,993
<i>Filing Date</i>	April 20, 2001
<i>First Named Inventor</i>	Charles A. Jennings
<i>Art Unit</i>	2152
<i>Examiner Name</i>	Not Yet Assigned
<i>Attorney Docket Number</i>	392531

## **U.S. PATENT DOCUMENTS**

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## FOREIGN PATENT DOCUMENTS

Examiner Signature		Date Considered	
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<sup>1</sup>EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. <sup>2</sup> Applicant's unique citation designation number (optional). <sup>3</sup> See Kinds Codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov) or MPEP 901.04. <sup>4</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>5</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>6</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>7</sup> Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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## **INFORMATION DISCLOSURE STATEMENT BY APPLICANT**

*(Use as many sheets as necessary)*

Sheet 2 of 2

Complete if Known	
Application Number	09/838,993
Filing Date	April 20, 2001
First Named Inventor	Charles A. Jennings
Art Unit	2152
Examiner Name	Not Yet Assigned
Attorney Docket Number	392531

## NON-PATENT LITERATURE DOCUMENTS

Examiner Signature		Date Considered	
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\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> Applicant is to place a check mark here if English language Translation is attached.

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